

UNDER THE OCCUPATIONAL HEALTH AND SAFETY ACT AND REGULATIONS

April 1, 2015 to September 15, 2020

REPORT DATE: September 15, 2020

Year Decided	Accused	Summary	Conviction(s)	Penalty/Sentence
April 1, 2015 - March 31, 2016	CONVICTION BY TRIAL OR GUILTY PLEA			
	Northfield Glass Group Limited operating as Economy Glass	Employee on a lift inadvertently contacted power line; injury.	Occupational Safety General Regulations 126 (2) Occupational Safety General Regulations 57 (1)	\$15,000 plus victim fine surcharge; \$25,000 contribution to the OHS Public Education Trust Fund; creative sentence re advertisement, 6 (1 hour) presentations to NSCC and 2 (1 hour) presentation to industry
	RD Longard Services Limited	Employee working on electrical equipment in contact with energized electrical equipment; fatal injury.	Occupational Health and Safety Act 13 (1)(c) Occupational Safety General Regulations 120 (1)	\$35,000 fine plus victim fine surcharge of \$5,250; creative sentence of 150 hours regarding a series of presentations
	Safway Services Canada, ULC	Motor section of elevator fell onto an employee during installation.	Occupational Health and Safety Act 13 (1)(c)	\$10,000 fine plus victim fine surcharge of \$1,500; donation in the amount of \$20,000 to the OHS Public Education Trust fund; 4 one hour presentations to college/industry
	Arthur Pearce carrying on business as Pearce Roofing	Employees on two story roof without any form of fall protection.	Workplace Health and Safety Regulations 21.2	\$2,000 fine plus victim fine surcharge of \$300
	McFadgen's Bakery Limited	Employee's hand caught while greasing a dough dividing machine; injury.	Occupational Health and Safety Act 13 (1)(a)	Creative sentence (a total cost of \$40,000): Hire a Bakery to help create a bakery-specific safety program;

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				Hire a Safety Officer to help implement safety program; Safety radio and/or print advertisements; and complete 5 one hour safety presentations regarding injury/precautions/due diligence
	Regis Holdings (Canada) Ltd	During inventory, powdered bleach fell into employee's eye; injury.	Occupational Health and Safety Act 13 (1)(a) Occupational Safety General Regulations 23 (1)	\$12,500 fine plus victim fine surcharge of \$1,875; Creative Sentence: \$20,000 donation to OHS Minister's Public Education Trust Fund and 2 one hour presentations
	Irving Shipbuilding Incorporated	Employee's head struck by material; injury.	Occupational Health and Safety Act 13 (1)	\$10,000 fine plus \$1,500 victim fine surcharge; \$40,000 donation to the OHS Minister's Public Education Trust Fund
April 1, 2015 - March 31, 2016	CONVICTION BY SUMMARY OFFENCE TICKET			
	Broderick, Matthew	Failure to submit written Compliance Notice within time specified in an officer's order.	Occupational Health and Safety Act 56 (1)	\$468.95
	Roberts, Alexander	Failure to submit written Compliance Notice within time specified in an officer's order.	Occupational Health and Safety Act 56 (1)	\$468.95
	Landworks Property Services Limited	Failure to submit written Compliance Notice within time specified in an officer's order (x2).	Occupational Health and Safety Act 56 (1)	\$468.95 (x2)
	Shane Ross for Astor Construction Group Ltd	Failure to submit written Compliance Notice within time specified in an officer's order (x2).	Occupational Health and Safety Act 56 (1)	\$468.95 (x2)

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	Durling, Michael	Failure to submit written Compliance Notice within time specified in an officer's order.	Occupational Health and Safety Act 56 (1)	\$468.95
	Schwartz & Company (2006) Limited	Failure to comply with order or direction.	Occupational Health and Safety Act 74(1)(b)(i)	\$818.95
	Retteff, Todd	Failure to submit written Compliance Notice within time specified in an officer's order.	Occupational Health and Safety Act 56 (1)	\$468.95
	Retteff, Todd, acting as Crown Roofing Specialist	Failure to comply with order or direction.	Occupational Health and Safety Act 74(1)(b)(i)	\$818.95
	Retteff, Todd, acting as Crown Roofing Specialist	Failure to submit written Compliance Notice within time specified in an officer's order (x4).	Occupational Health and Safety Act 56 (1)	\$468.95 (x 4)
	Retteff, Todd, acting as Crown Roofing Specialist	Failure to submit written Compliance Notice within time specified in an officer's order (x6).	Occupational Health and Safety Act 56 (1)	\$468.95 (x 6)
	Nelson, Norman	Failure to submit written Compliance Notice within time specified in an officer's order.	Occupational Health and Safety Act 56 (1)	\$468.95
	Trenholm, Alan	Failure to submit written Compliance Notice within time specified in an officer's order.	Occupational Health and Safety Act 56 (1)	\$463.95
	Russell, Terry	Failure to comply with order or direction.	Occupational Health and Safety Act 74(1)(b)(i)	\$822.50
	Julia A. Carr acting as Magoo's Siding	Failure to submit written Compliance Notice within time specified in an officer's order (x 2).	Occupational Health and Safety Act 56 (1)	\$468.95 (x 2)
	Denim Homes Inc	Failure to submit written Compliance Notice within time specified in an officer's order.	Occupational Health and Safety Act 56 (1)	\$472.50
	Keeping, Blair Mathew	Failure to submit written Compliance Notice within time specified in an officer's order.	Occupational Health and Safety Act 56 (1)	\$472.50
	Russell, Terry	Failure to comply with order or direction.	Occupational Health and Safety Act 74(1)(b)(i)	\$822.50

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	Harnish, Calvin	Failure to submit written Compliance Notice within time specified in an officer's order.	Occupational Health and Safety Act 56 (1)	\$472.50
	Gordon Food Service	Failure to submit written Compliance Notice within time specified in an officer's order.	Occupational Health and Safety Act 56 (1)	\$472.50
	Redmond, Peter	Failure to comply with order or direction.	Occupational Health and Safety Act 74(1)(b)(i)	\$822.50
	Somers, James	Failure to submit written Compliance Notice within time specified in an officer's order. (x 9)	Occupational Health and Safety Act 56 (1)	\$472.50 (x 9)
	High Quality Renovations	Failure to submit written Compliance Notice within time specified in an officer's order.	Occupational Health and Safety Act 56 (1)	\$472.50
	Linear Roofing Solutions Incorporated	Failure to submit written Compliance Notice within time specified in an officer's order. (x 3)	Occupational Health and Safety Act 56 (1)	\$472.50 (x 3)
April 1, 2016 - March 31, 2017	CONVICTION BY TRIAL OR GUILTY PLEA			
	Parkland Construction Limited	Fall from 6 th floor, not wearing fall protection; fatal injury.	Workplace Health and Safety Regulations 21.2 (1) & Occupational Health and Safety Act 74(1)(a)	\$20,000 fine plus \$3,000 victim fine surcharge; Creative Sentence: \$10,000 Donation to Threads Of Life; and \$37,000 bursary / scholarship (NSCC Foundation for students entering OHS certification program)
	Jardine, Carmen	Employee injured when Excavator contacted high voltage overhead wires.	Occupational Health and Safety Act 17 (1) (a) Occupational Safety General Regulations 126 (2)	\$2,000 fine (no victim fine surcharge); Creative sentence: \$2,000 donation to OHS Ministers Public Education Trust Fund; perform four 1 hour safety presentations

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	Isnor, Joseph	Failed to complete sentence regarding previous Sentence Order.	Occupational Health and Safety Act 74 (1) (b)(i)	5 days incarceration and creative sentence: 4 one hour presentations re OHS; notification provision re future jobs re height of 3 m or more where fall protection is required
	Isnor, Joseph	Two persons on 2 story roof without any form of fall protection or a written fall protection safe work procedure.	Workplace Health and Safety Regulations 21.2 Workplace Health and Safety Regulations 21.3	5 days incarceration per each count (concurrent) and notification provision re future jobs re height of 3 m or more where fall protection is required
	Isnor, Joseph	At two worksites, multiple workers on roof without any form of fall protection.	Workplace Health and Safety Regulations 21.2	5 days incarceration and notification provision re future jobs re height of 3 m or more where fall protection is required
	Envirosystems Incorporated carrying on business as Atlantic Industrial Services	Employee fell off elevated platform 19 feet onto concrete pavement; fatal injury.	Fall Protection and Scaffolding Regulations 7 (1) (a)	\$10,000 fine plus \$1,500 victim fine surcharge; Donation of \$58,500 to the OHS Public Education Ministers Trust Fund
	Busk, David	Fall from 4 th floor roof, not wearing fall protection; fatal injury.	Occupational Health and Safety Act 13 (1) (a) Fall Protection and Scaffolding Regulations 7 (1)	60 days incarceration (served intermittently) on each count (to run concurrent)
	Acadian Enterprises Limited	Failure to disconnect power before commencing demolition of building; No injury.	Occupational Health and Safety Act 13 (1) (a)	\$6,500 fine plus \$975 victim fine surcharge; Creative sentence: One 1 hour safety presentation
	Isnor, Joseph	At worksite, multiple workers on roof without any form of fall protection.	Workplace Health and Safety Regulations 21.2 (1)	4 months incarceration; Prohibition from working or directing where there is work at height 3 m or more

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				and report all work activity for a 4 month period
	Yarmouth Sea Products Limited	Employee's head struck by fishing gear; serious injury.	Occupational Health and Safety Act 28 (1) (a) Occupational Safety General Regulations 11 Occupational Health and Safety Act 13 (1) (c)	\$10,000 fine, \$1,500 victim fine surcharge; Creative Sentence: Donation of \$25,000 for FSANS re fishing safety work; \$5,000 towards Onboard Familiarization Checklist; 2 presentations for industry
April 1, 2016 - March 31, 2017	CONVICTION BY SUMMARY OFFENCE TICKET			
	Brinston, Rodney	Failure to submit written Compliance Notice within time specified in an officer's order.	Occupational Health and Safety Act 56 (1)	\$472.50
	Wong, Chiu Wah	Failure to comply with order or direction.	Occupational Health and Safety Act 74(1)(b)(i)	\$822.50
	J.G. Construction Limited	Failure to comply with order or direction.	Occupational Health and Safety Act 74(1)(b)(i)	\$822.50
	Robicheau, Francois	Failure to submit written Compliance Notice within time specified in an officer's order.	Occupational Health and Safety Act 56 (1)	\$468.95
	Murphy, Eric	Failure to comply with order or direction.	Occupational Health and Safety Act 74(1)(b)(i)	\$822.50
	Parker, Joseph	Failure to comply with order or direction. (x 2)	Occupational Health and Safety Act 74(1)(b)(i)	\$822.50 (x 2)
April 1, 2017 - March 31, 2018	CONVICTION BY TRIAL OR GUILTY PLEA			
	Hubbard, Chris Andrew	Employee about to descend scaffold fell 30 feet; fatal injury.	Workplace Health and Safety Regulations 1.10 (1)(a) Occupational Health and Safety Act 13 (1) (c)	\$5,000 fine plus \$750 victim fine surcharge; creative sentence valued at \$35,000: develop, print, distribute a Pumpjack Safety Checklist

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	ALC Contracting Limited	Employee about to descend scaffold fell 30 feet; fatal injury.	Occupational Safety General Regulations 151 (1)(b)	\$5,000 fine plus \$750 victim fine surcharge; Donation of \$15,000
	Paul's Diving Services Incorporated	Dive conducted during hazardous water flow conditions with no written dive plan; fatal injury.	Occupational Diving Regulations 20 (4) Occupational Diving Regulations 70	\$10,000 fine plus \$1,500 victim fine surcharge; \$22,500 donation to the OHS Public Education Ministers Trust Fund; creative sentence: 15 safety presentations to total \$2,500
	McKinnon Brothers Flooring & Furnishings Limited	Employee's hand contacted moving parts of table saw; serious injury.	Occupational Safety General Regulations 87 (2) Occupational Health and Safety Act 13 (1) (c)	\$5,000 fine plus \$750 victim fine surcharge; \$15,000 donation to the OHS Public Education Ministers Trust Fund; creative sentence: complete two 1 hour safety presentations
	P.Q. Properties Ltd	Failure to ensure completion of hazardous substance assessment prior to commencement of demolition activities.	Occupational Health and Safety Act 74 (1)(b)(i) Occupational Safety General Regulations 157 (2)(a)	\$2,000 fine plus \$300 victim fine surcharge \$1,500 fine plus \$225 victim fine surcharge
April 1, 2017 - March 31, 2018	CONVICTION BY SUMMARY OFFENCE TICKET			
	Edgar, Douglas	Failure to submit written Compliance Notice within time specified in an officer's order.	Occupational Health and Safety Act 56 (1)	\$472.50
April 1, 2018 - March 31, 2019	CONVICTION BY TRIAL OR GUILTY PLEA			
	Aecon Construction Group Incorporated, operating as Aecon Atlantic Group	Employee of third party trade contractor struck by falling swing stage outrigger; serious injury.	Occupational Health and Safety Act 15 (a)	\$35,000 fine plus \$5,250 victim fine surcharge; \$15,000 donation to the

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				Nova Scotia Construction Safety Association
	JD Irving Limited operating as the Truro Sawmill	While traversing a vehicle/pedestrian bridge, employee struck by loader on way to main yard; fatal injury.	Occupations Safety General Regulations 81(1)(a)	\$30,000 fine plus \$4,500 victim fine surcharge; \$55,000 scholarship to NSCC Foundation for students entering OHS certification program
	Josh Lynch's Contracting & Landscaping Limited	Employees working on scaffold without fall protection equipment; serious injury.	Workplace Health and Safety Regulations 21.2(2) Workplace Health and Safety Regulations 23.3(1)	Both counts: \$5,000 fine plus \$750 victim fine surcharge; \$15,000 donation to the OHS Minister's Education Trust Fund; Creative sentence: complete two 1-hour safety presentations
	Dyno Nobel Canada Inc	Blast site fly rock penetrated the roof of apartment building causing property damage.	Blasting Safety Regulations 65 (1)	\$40,000 fine plus \$6,000 victim fine surcharge; Creative sentence: four 1-hour safety presentations
	Little Rye Fisheries Limited	Employee on fishing boat fell overboard without PFD; fatal injury	Occupations Safety General Regulations 14 (1) Occupations Safety General Regulations 14 (3) Occupational Health and Safety Act 27 (1)	\$20,000 fine plus \$3,000 victim fine surcharge; \$5,000 donation to Nova Scotia Fishing Sector Council re "Fishing Safety Now" plan; \$22,000 donation to Nova Scotia Fishing Sector Council for PFD safety video(s); Creative sentence: Erection of safety billboards for a cost of \$10,000; Five 1 hour safety presentations
	All Canada Crane Rental Corp	While assisting with the stacking of large boom sections, employee fell through webbing striking head; serious injury.	Workplace Health and Safety Regulations 21.2(1)(b)	\$20,000 fine plus \$3,000 victim fine surcharge; \$30,000 donation to the

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				OHS Public Education Trust Fund
April 1, 2018 - March 31, 2019	CONVICTION BY SUMMARY OFFENCE TICKET			
	Aitchison Fitzgerald Builders Limited	Failure to submit written Compliance Notice within time specified in an officer's order.	Occupational Health and Safety Act 56 (1)	\$472.50
	Aitchison Fitzgerald Builders Limited	Failure to comply with order or direction.	Occupational Health and Safety Act 74(1)(b)(i)	\$822.50
	Reid, Shane	Failure to comply with order or direction.	Occupational Health and Safety Act 74(1)(b)(i)	\$822.50
	Janes, Andrew	Failure to comply with order or direction.	Occupational Health and Safety Act 74(1)(b)(i)	\$822.50
	Blake, Mikey	Failure to comply with order or direction.	Occupational Health and Safety Act 74(1)(b)(i)	\$822.50
	McCarthy, Gerald	Failure to comply with order or direction.	Occupational Health and Safety Act 74(1)(b)(i)	\$822.50
	Lewis, Barry	Failure to comply with order or direction.	Occupational Health and Safety Act 74(1)(b)(i)	\$822.50
	Sutherland, Cory	Failure to comply with order or direction.	Occupational Health and Safety Act 74(1)(b)(i)	\$822.50
April 1, 2019 - March 31, 2020	CONVICTION BY TRIAL OR GUILTY PLEA			
	Elie Hoyeck operating as Your Mechanic Auto Corner	Employee under vehicle when acetylene torch made contact with the main fuel line causing fire; fatal injury	Occupational Health and Safety Act 13 (1)(b) Occupational Health and Safety Act 13 (1)(f) Occupational Safety General Regulations 41	\$15,000 fine plus \$2,250 victim fine surcharge; \$10,000 donation to the OHS Minister's Education Trust Fund to be provided to Threads of Life; creative sentence: creation of a safety video
	McFadgen's Bakery Limited	Breach of Sentencing Order in relation to a conviction under clause	Occupational Health and Safety Act 74(1)(b)(i)	Each count: \$2,500 fine; \$2,000 donation to the

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		13(1)(a) of the Occupational Health and Safety Act.	Occupational Health and Safety Act 74(1)(b)(i)	OHS Minister's Education Trust Fund
April 1, 2019 - March 31, 2020	CONVICTION BY SUMMARY OFFENCE TICKET			
	Pettipas, Terry	Failure to submit written Compliance Notice within time specified in an officer's order.	Occupational Health and Safety Act 56 (1)	\$472.50
	Lynco Construction	Failure to submit written Compliance Notice within time specified in an officer's order. (x 3)	Occupational Health and Safety Act 56 (1)	\$472.50 (x3)
April 1, 2020 - March 31, 2021	CONVICTION BY TRIAL OR GUILTY PLEA			
	Nova Scotia Department of Transportation and Infrastructure Renewal	General Contractor vehicle reversed as third-party company employee was behind truck; fatal injury.	Occupational Safety General Regulations 7 (1) Occupational Safety General Regulations 7 (1)	\$5,000 fine plus \$750 victim fine surcharge per count (total of \$11,500); Creative sentence: series of four videos (5-10 minutes in length) for a cost of \$80,000.
	SiteLogic Construction Management Inc./Foreshore Property Specialists Inc	At the worksite, a dump truck was backed at the water's edge of the working face without appropriate measures in place; fatal injury.	Occupational Health and Safety Act 14 (a) Occupational Health and Safety Act 14 (a)	Sentence will be updated when available
	David Seaboyer	At the worksite, a dump truck was backed at the water's edge of the working face without appropriate measures in place; fatal injury.	Occupational Health and Safety Act 14 (a) Occupational Health and Safety Act 14 (a)	Sentence will be updated when available

FINE NOTES:

1. This report will be updated quarterly.
2. Sentencing information not available at quarter end will be updated when available.
3. This information is also provided in the published OH&S Annual reports located at: [HTTP://NOVASCOTIA.CA/LAE/HEALTHANDSAFETY/PUBS.ASP](http://NOVASCOTIA.CA/LAE/HEALTHANDSAFETY/PUBS.ASP)